

COMMISSIONERS COURT DOCKET
April 25, 2017
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 25th day of April, 2017, the Honorable Commissioners Court of Montgomery County, Texas, was duly convened in a Regular Session in the Commissioners Courtroom of the Alan B. Sadler Commissioners Court Building, 501 North Thompson, Conroe, Texas, with the following members of the Court present:

County Judge	Craig Doyal
Commissioner, Precinct 1	Mike Meador
Commissioner, Precinct 2	Charlie Riley
Commissioner, Precinct 3	James Noack
Commissioner, Precinct 4	Jim Clark
Also County Clerk's Office	Amber Twiddy

INVOCATION GIVEN BY Jerilyn Williams

THE PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA
RECITED.

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried.

2. PROCLAMATION APPROVED – NATIONAL POETRY MONTH

Motion by Commissioner Noack, seconded by Commissioner Clark, to declare Dede Fox Poet Laureate of Montgomery County, holding this honor from 2017 to 2022. Motion carried.

3. PROCLAMATION APPROVED – NATIONAL CORRECTIONAL OFFICERS AND
EMPLOYEES WEEK

Motion by Commissioner Noack, seconded by Commissioner Meador, to proclaim the week of May 1, 2017 through May 5, 2017 as "National Correctional Officers and Employees Week". Motion carried.

AGENDA ITEM 7C – MONTGOMERY COUNTY EMPLOYEES COMMITTEE

DISTRICT ATTORNEY BRETT LIGON PRESENTED CHRIS CARLTON WITH
EMPLOYEE OF THE MONTH FOR APRIL 2017.

4. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated April 11, 2017. Motion carried.

5. CORRECTION APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve a correction to the October 25, 2016 Commissioners' Court Minutes for Agenda Item 8G3b as follows:

Read: b. Streets accepted into the County Road Maintenance System in Deerwood, Section 6.

Should read: b. Streets accepted into the One Year Maintenance Period in Deerwood, Section 6.

Motion carried.

AGENDA ITEM 9A5 WAS DEFERRED. AGENDA ITEMS 9C7 AND 9C8 WERE MOVED TO THE OPEN SESSION. SEE MOTIONS 7& 8 FOR COURT ACTION.

6. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-P

Motion by Commissioner Noack, seconded by Commissioner Clark, to unanimously approve all actions, items, resolutions and authorizations shown on the Consent Agenda and County Judge or Commissioner Precinct 1 Mike Meador is appointed and authorized to sign any contracts, approvals and other documents in connection with any items shown on the Consent Agenda save and except the items removed from the consent agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-5

A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.

A2. BUDGET AMENDMENTS FY2017 APPROVED:

- a. Various: To recognize and allocate revenues for failure to appear fees for quarter ending 12/31/16 and fund expenses for the Veterans Memorial Park as approved CCT 3/28/2017 M#10.
- b. Civic Center: To adjust line items.
- c. Commissioner Precinct 1: To adjust line items and recognize and allocate revenue.
- d. Commissioner Precinct 2: To adjust line items and transfer funds to the Memorial Library book budget as decided during the FY2017 Budget Workshops.
- e. Commissioner Precinct 3: To adjust line items and recognize and allocate revenue.
- f. Commissioner Precinct 4: To fund generator repayment as approved in court M5/04.11.17.
- g. Constable Precinct 1: To transfer funds for purchase of podium and recognize and allocate revenue.
- h. Constable Precinct 2: To recognize and allocate revenue.
- i. Constable Precinct 4: To recognize and allocate revenue and adjust line items.
- j. County Attorney: To transfer funds for Title IV-E grant for County Attorney for QTR ending 12/31/16.

- k. Court Reporter Service Fund: To recognize and allocate revenue.
- l. DWI Court: To adjust line items.
- m. Emergency Management: To adjust line items.
- n. Forensic Services: To adjust line items.
- o. Juvenile Probation-NSLP: To recognize and allocate reimbursement received National School Lunch Program for Feb/17.
- p. MCCD: To recognize and allocate PI for CDBG YR16 Draw #36.
- q. Memorial Library: To recognize and allocate revenue for the General Gift Account and the Genealogy/Ron Jackson Gift Account.
- r. Non-Departmental: To adjust restricted line items.
- s. Sheriff: To transfer funds for Records Building Materials and adjust line items.
- t. Sheriff-MOCONET: To recognize and allocate revenue.

A3. COMPLETED AUDITS ACCEPTED for the following:

- Limited Scope Review of the Lake Conroe Park Receipting System
- Constable Precinct 1 End of Term Audit
- Sheriff's Office End of Term Audit
- Timesheet Audit Constable Precinct 1
- Timesheet Audit Constable Precinct 2
- Timesheet Audit Constable Precinct 3
- Timesheet Audit Constable Precinct 4
- Timesheet Audit Constable Precinct 5

A4. COMPLETED CASH COUNT AUDIT MEMOS ACCEPTED for 2nd QTR FY2017 as follows:

- | | |
|------------------------------------|------------------------------------|
| • Airport | • Fire Marshal |
| • Animal Control | • Forensics |
| • Animal Shelter | • Justice of the Peace, Precinct 1 |
| • Commissioner, Precinct 1 | • Justice of the Peace, Precinct 2 |
| • Commissioner, Precinct 2 | • Justice of the Peace, Precinct 3 |
| • Commissioner, Precinct 3 | • Justice of the Peace, Precinct 4 |
| • Commissioner, Precinct 4 | • Justice of the Peace, Precinct 5 |
| • Constable, Precinct 1 | • Juvenile Justice Center |
| • Constable, Precinct 2 | • Law Library |
| • Constable, Precinct 3 | • Lone Star Convention Center |
| • Constable, Precinct 4 | • Memorial Library System |
| • Constable, Precinct 5 | • Mental Health Court Services |
| • County Clerk | • Permits Division |
| • District Attorney Pre-Trial | • Sheriff's Office |
| • District Clerk | • Tax Office |
| • 284 th District Court | • Treasurer |
| • Drug Court | |
| • Elections | |

- A5. AGENDA ITEM 9A5 MONTHLY UNAUDITED FINANCIAL REPORTS WAS DEFERRED.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 9B1

- B1. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending March 31, 2017.

PURCHASING – AGENDA ITEMS 9C1-8

- C1. CHANGE ORDERS APPROVED:

- a. CO #11 to Bailey, Edward R Jr dba Montgomery County Printers for printing of letterhead stationary, envelopes and business cards to add additional items for Various Departments.
- b. CO # 3 to Triple B Services, LLP for Rayford Road at IH 45 intersection improvements to add additional items requested at final inspection in the amount of \$4,232.48 and add one additional day to original contract time for Precinct 3.

- C2. CONTRACTS APPROVED for the following:

- a. Products and related services through the State of Texas Department of Information Resources contract #DIR-TSO-3446 from Environmental Research Institute, Inc. for IT. Local Gov't Code §271.083(b)
- b. Energy saving lighting products through the Interlocal Agreement with Buyboard contract #527-17 from Xtralight Manufacturing, LTD. for Various Departments. Local Gov't Code §271.102(a)
- c. Law enforcement speed detection & video equipment through the Interlocal Agreement with H-GAC contract #EF04-17 between Houston-Galveston Area Council and each of the following vendors: Coban Technologies, Inc. and Kustom Signals, Inc. for Various Departments. Local Gov't Code §271.102(a)
- d. Technology and interactive whiteboard solutions products and services through the Interlocal Agreement with Region 4 Education Service Center (ESC)/TCPN contract #160202 from Govconnection, Inc. dba Connection Public Sector Solutions and purchase of warranty coverage on Dell and HP equipment effective 03/31/2017 through 02/28/2018 in the amount of \$16,485.76 for IT. Local Gov't Code §271.102(a)
- e. Public safety and fire house supplies and equipment through the Interlocal Agreement with Buyboard contract #524-17 from each of the following vendors: Cap Fleet Upfitters, Casco Industries, Inc., Daco Fire Equipment, Fleet Safety Equipment, Inc., GT Distributors, Inc., Lone Star Products and Equipment, LLC, Metro Fire Apparatus Specialists, Inc., Miller Uniforms & Emblems, Inc., Precision Delta Corporation and Paradigm Traffic Systems, Inc. for Various Departments. Local Gov't Code §271.102(a)

- C3. REQUEST APPROVED of the correction of the using department for environmental consulting services with Bay Environmental, Inc. from Building Maintenance to Various Departments.

- C4. MISCELLANEOUS ITEMS APPROVED as salvage for Various Departments. Local Gov't Code §263.152.

- C5. ADVERTISING APPROVED for the following bids/proposals:

- a. Residential water well(s) for Various Departments.

- C6. RENEWALS AWARDED:

- a. Printing of election forms and related services with AMG Printing and Mailing, LLC for Elections. (Exercising the first of three renewal options)
 - b. Traffic signal electrical supplies with Tiger Electric Supply, Inc. dba Wildcat Electric Supply, Inc. for Various Departments. (Exercising the fifth of five renewal options)
 - c. Correctional and detention facility equipment and supplies through the Interlocal Agreement with Buyboard contract #506-16 with ICS Jail Supplies, Inc. for Various Departments. (Exercising the first of two renewal options) Local Gov't Code §271.102(a)
 - d. Residential water well(s) on a month to month basis with Weisinger Incorporated for Various Departments.
- C7. AGENDA ITEM 9C7 WAS MOVED TO THE OPEN SESSION. SEE MOTION 7 FOR COURT ACTION.
- C8. AGENDA ITEM 9C8 WAS MOVED TO THE OPEN SESSION SEE MOTION 8 FOR COURT ACTION.

RISK MANAGEMENT – AGENDA ITEMS 9D1-2

- D1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
61601188	McGalliard, Warren/Const Pct 1	\$5,000	Reserve/Cont Cert
13749843	Wood Jr, Richard/Const Pct 1	\$5,000	Reserve/Cont Cert

- D2. PAYMENT ACKNOWLEDGED AND RECORDED INTO THE MINUTES to Jennifer Freese in the amount of \$670.00 in reference to Claim #B-17-0014/DOL 01.30.17.

COMMISSIONERS – AGENDA ITEMS 9E1-3

- E1. PRECINCT 1

- a. USE AGREEMENT APPROVED with Conroe Area Girls Softball Organization to use the softball fields at the Gene Campbell Sports Park now thru December 31, 2017.
- b. USE AGREEMENT APPROVED with Montgomery Girls Softball Association to use the softball fields at the West Montgomery County Sports Park now thru December 31, 2017.
- c. USE AGREEMENT APPROVED with Willis Girls Softball Association to use the softball fields at the Charles Traylor Softball Park now thru December 31, 2017.

- E2. PRECINCT 2

- a. APPOINTMENT APPROVED of John A. Acree Sr. to the ESD (Emergency Service District) #3 Board of Commissioners with a term of office ending 12/31/2017.

- E3. PRECINCT 4

- a. CHECK ACCEPTED in the amount of \$1,590.17 from the City of Roman Forest. This check will be deposited into line item no. 615-7926. Check has been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-3

F1. PRECINCT 1

- a. FINAL PLAT APPROVED of Squirrel Tree Acres; 10.855 acres; Joseph Lindley Survey, A-25.

F2. PRECINCT 2

- a. PUBLIC HEARING DATE SET for May 23, 2017 to approve changing the name of Ridgling Drive to Granite Ridge Drive in The Woodlands Village of Alden Bridge, Section 78.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Durango Creek, Section 6 and bond is released.
- c. FINAL PLAT APPROVED of Fosters Ridge, Section 8; 36.78 acres; James Hodge Survey, A-19.
- d. FINAL PLAT APPROVED of Burn Creek Estates; 5.055 acres; T.J. Nichols Survey, A-397.
- e. FINAL PLAT APPROVED of Mostyn Springs Subdivision, Section 1; 28.64 acres; Cyrus Wickson Survey, A-600.
- f. REQUEST APPROVED to accept Old Conroe Road Improvements from Lake Forest Drive to Fosters Ridge into the One Year Maintenance Period effective April 25, 2017.

F3. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola School Reserve.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Kings Mill, Section 12.
- c. FINAL PLAT APPROVED of Via Principale Parkway, Section 1; 4.4196 acres; A.P. Frederick Survey, A-211.
- d. FINAL PLAT APPROVED of Via Principale Parkway, Section 2; 3.102 acres; A.P. Frederick Survey, A-211.
- e. FINAL PLAT APPROVED of Tavola, Section 20; 15.240 acres; A.P. Frederick Survey, A-211.
- f. FINAL PLAT APPROVED of Montgomery Creek Ranch, Section 20; 11.348 acres; Richard Vince Survey, A-583
- g. FINAL PLAT APPROVED of Tavola, Section 16; 14.917 acres; A.P. Frederick Survey, A-211.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Shelter to place Cathrerine Doyle, Rescue Coordinator, on payroll, as replacement for Tammy Richey, effective April 17, 2017.

Request of Animal Shelter to accept the resignation of Charles W. Jackson, Director-Animal Shelter, effective April 13, 2017, [55.395 hours or balance vacation; 18.00 hours or balance holiday]

Request of Animal Shelter to discharge Joe Turner III, Kennel Technician, effective April 8, 2017. [40.04 hours or balance vacation; 13.50 hours or balance compensatory time; 44.00 hours or balance holiday time]

Request of Animal Shelter to place Bobby Wiggins, Kennel Technician, on payroll as replacement for pooled position, effective April 5, 2017.

Request of Custodial to place Kenneth R. Bailey, Custodian, on payroll as replacement for Darrian Scott, effective April 17, 2017.

Request of Custodial to place Amsiri Nolasco Sosa, Custodian, on payroll as replacement for Ludivina Mateos, effective April 17, 2017.

Request of Custodial to place Evelyn K. Valdez, Custodian, on payroll as replacement for Vanessa Aguilar, effective April 17, 2017.

Request of Commissioner Precinct 1 to place Diane Carrington, Part-time Clerk, on payroll as replacement for Sherry Phillips, effective April 13, 2017.

Request of Commissioner Precinct 2 to place John W. Dalzell, Operator I, on Unpaid FMLA/Disability Leave, effective April 10, 2017.

Request of Constable Precinct 1 to accept the resignation of Cody Bryant, Deputy, effective April 6, 2017. [112.76 hours or balance vacation; 131.50 hours or balance compensatory time; 26.00 hours or balance holiday]

Request of Constable Precinct 1 to accept the resignation of William A. Guy, Deputy, effective April 6, 2017. [261.24 hours or balance vacation; 236.50 hours or balance compensatory time; 38.00 hours of balance holiday]

Request of Constable Precinct 1 to correct PCR of Stewart Hightower, Detective, previously approved 04/11/2017, effective February 14, 2017

Request of Constable Precinct 1 to accept the resignation of James Manning II, Deputy, effective April 5, 2017. [70.84 hours or balance vacation; 81.00 hours or balance compensatory time]

Request of County Attorney to place Billie Jean McCarty, Legal Assistant II, on payroll as replacement for Michelle Black, effective April 24, 2017.

Request of District Attorney to accept the resignation of Jacqueline Bello, Intern, effective May 3, 2017. [No benefits due]

Request of District Attorney to place Kevin Bratcher, Intern, on payroll as replacement for Jacqueline Bello, effective May 15, 2017.

Request of Elections to lay off Sheryl K. Chambers, Voter Clerk, effective November 8, 2016. [No benefits due]

Request of Elections to lay off Susan Davis, Voter Clerk, effective November 8, 2016. [No benefits due]

Request of Elections to lay off Frank Minton, Voter Clerk, effective November 8, 2016. [No benefits due]

Request of Elections to lay off Joyce Minton, Voter Clerk, effective November 8, 2016. [No benefits due]

Request of Elections to increase salary of Jack Dan Wheeler Jr, Voter Clerk, due to increased responsibility, effective April 8, 2017.

Request of Justice of the Peace Precinct 4 to accept the resignation of Diann Seals, Court Clerk II, effective April 6, 2017. [80.28 hours or balance vacation; 2.75 hours or balance compensatory time]

Request of Juvenile to accept the resignation of Fabiola Barcenas, Juvenile Supervision Officer, effective April 9, 2017. [No benefits due]

Request of Library to place Valerie Felan, Library Assistant II-Childrens, on payroll as replacement for Steve Sosa, effective April 10, 2017.

Request of Library to place Whitney Meissner, Shelving Clerk, on payroll as replacement for Joan Roberts, effective April 10, 2017.

Request of Library to place Deana Willerth, Library Assistant II, on payroll as replacement for Ruby Castro, effective April 10, 2017.

Request of Sheriff to promote Christohper Ansley, Sergeant (D3), as replacement for John Sanchez Jr., effective April 22, 2017.

Request of Sheriff to correct PCR of Joshua Averitt, Officer-Civilian Deten, to correct effective date to April 29, 2017.

Request of Sheriff to promote Thomas Joe Burke, Mechanic III, due to Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Aaron Bryan Carlisle, Captain-Sheriff, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Oliver R. Coward, Captain-Sheriff, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to place Benjamin Davis, Officer-Civilian Deten, on payroll as replacement for Mark Proberts, effective April 15, 2017.

Request of Sheriff to transfer Randal A. Eaves, Captain-Sheriff, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Melvin W. Franklin, Captain-Sheriff, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer James H. Glisson, Detective, effective April 22, 2017.

Request of Sheriff to transfer Amy G. Guidry, Officer-Civilian Deten, due to Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Damon W. Hall, Captain-Sheriff, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Lindsay C. Hall, Office Supervisor I, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Lisa A. Hanson, Clerk IV, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to correct PCR for transfer of Nancy Elizabeth Isaacks, Clerk IV-Crime Lab, as replacement for Elizabeth Dunlap, effective April 15, 2017.

Request of Sheriff to transfer Marianna C. Lambrecht, Manager- SO LE IT Services, effective April 8, 2017.

Request of Sheriff to promote Michael David Lee, Detective (D3), as replacement for Craig Favorat, effective April 22, 2017.

Request of Sheriff to transfer Jimmy Malmay, Captain-Sheriff, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Kimberly Kay Pardue, Civilian Detent Sergeant, due to Sheriff's reorganization, effective April 8, 2017.

Request of Sheriff to transfer Norma Porter, Officer-Civilian Deten, due to Sheriff's reorganization, effective April 8, 2017.

Request of Sheriff to accept the resignation of Mark W. Proberts, Officer Civilian Deten, effective April 8, 2017. [No benefits due]

Request of Sheriff to place Marcie Ransom, Officer Civilian Deten, on payroll as replacement for Steven Sapio Jr., effective April 15, 2017.

Request of Sheriff to transfer Jonathan K. Ray, Captain-Sheriff, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Molly Walls Rickard, Officer Civilian Deten, due to Sheriff's reorganization, effective April 8, 2017.

Request of Sheriff to transfer Bethany K. Rivera, Office Supervisor I, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to transfer Carol Ann Thompson, Manager-Finance, due to position change for Sheriff's restructure, effective April 8, 2017.

Request of Sheriff to accept the resignation of Thomas M. Underferth, Officer-Civilian Deten, effective April 14, 2017. [33.88 hours or balance vacation; 63.02 hours or balance compensatory time; 64.00 hours or balance holiday time]

Request of Sheriff to demote Meghan Elizabeth Van Ham, Clerk IV, due to employee self-demoting, effective April 8, 2017.

Request of Sheriff to transfer Kristy Winters Veith, Detective, as replacement for James Glisson, effective April 22, 2017.

Request of Sheriff to transfer Daniel Clanton Whitworth, Sergeant (D5), due to Sheriff's reorganization, effective April 8, 2017.

Request of Tax Assessor-Collector to place Katie Hobbs, Deputy Specialist I, on payroll as replacement for Tammy Helms, effective April 24, 2017.

Request of Tax Assessor-Collector to place Lacey Lilley, Deputy Specialist I, on payroll, effective May 1, 2017.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-6

- H1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 299 Pelican Street Magnolia, Texas 77355.
- H2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 10664 Leaf Lane Cleveland, Texas 77328.

- H3. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 29802 Roberts Trail Magnolia, Texas 77354.
- H4. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 13649-B McGregor Conroe, Texas 77302.
- H5. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 8319 Deer Lodge Road Magnolia, Texas 77354.
- H6. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 25428 Lakeshore Drive Splendora, Texas 77372.

COUNTY JUDGE – AGENDA ITEM 9I1

- I1. USE AGREEMENT APPROVED with City of Conroe Parks and Recreation Department to use Montgomery County Courthouse steps and Parking Garages during Kidz Fest Scheduled for Saturday, April 29, 2017.

SHERIFF – AGENDA ITEMS 9J1-2

- J1. MODIFICATION DOCUMENT ACCEPTED for FY2017 Joint Law Enforcement Operations Task Force granting an additional \$10,000.00 in overtime benefits. Benefits will be funded via 5601.75985.
- J2. RADIO TOWER RENTAL AGREEMENT APPROVED between James G. Bergman and Montgomery County for use of a radio tower facility by the Montgomery County Sheriff's Office.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9K1-3

K1. PRECINCT 2

- a. RESOLUTION AND ORDER TO PAY APPROVED for payment of fixed moving expenses in connection with the acquisition of Parcel 14 of the expansion of McCaleb Road from Marshall and Sara Ensley in the amount of \$1,600.00. County Auditor and County Treasurer are authorized to issue payment from line item 6134015.75985827 and project code RD200010 to Marshall and Sara Ensley in the amount listed above.
- b. ROADWAY IMPROVEMENT AGREEMENT APPROVED between Montgomery County and Montgomery County Municipal Utility District No. 112 for Holly Terrace at Jacobs Reserve Section 4.

K2. PRECINCT 3

- a. RESOLUTION AND ORDER APPROVED to re-appoint Matt Beasley to the Board of Directors of Reinvestment Zone Number One City of Oak Ridge North for a term of two years beginning upon the expiration of his current term of appointment and for so long thereafter until his successor is appointed.

K3. PRECINCT 4

- a. ORDER APPROVED accepting a portion of Dallas Street (60' ROW) a distance of 771.52 feet in the Trinity Way Subdivision into Montgomery County Road Maintenance System upon finding of common law dedication and continued public use.
- b. ORDER APPROVED accepting a portion of Oakwood Street (60' ROW) in the Creekwood Re-Sub Subdivision from Creekwood Drive from its intersection with Creekwood Drive a distance of 716.0 feet southward into

Montgomery County Road Maintenance System upon finding of common law dedication and continued public use.

COUNTY ATTORNEY – AGENDA ITEM 9L1

- L1. RESOLUTION AND ORDER APPROVED supporting the need for the Montgomery County Attorney to defend, on behalf of Angelica Galczynski and Sgt. J.P. Gonzales only the lawsuit filed under Cause No. 17-03-03620 and styled James K. Collins, MD, Toni Sharretts Collins v. D.R. Horton-Texas, Ltd, D.R. Horton, Inc., Charles Matthew Carr, Angelica Galczynski, David Randy Schweyher, Sgt. J.P. Gonzales. The County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case and funding of said expenses are authorized from the Risk Management budget with the approval of the Director of Risk Management or designee.

COUNTY ATTORNEY –MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS 9 M1-4

- M1. MINUTES ACCEPTED for the February 21, 2017 and April 3, 2017 Advisory Board Meetings.
- M2. MONTHLY PERFORMANCE INDICATOR REPORT ACCEPTED for March 2017 as recommended by Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- M3. REAPPOINTMENT APPROVED of Dr. Jennifer Kemmerer, PA as a Health Professional with privileges as Physician Assistant at MCMHTF.
- M4. MANAGEMENT PLANS ACCEPTED for fiscal year 2017 for the following; Patient Safety Plan; Performance Improvement Plan; Training and Staff Development Plan; and Infection Control Plan, as recommended by the MCMHTF Advisory Board.

COUNTY CLERK – AGENDA ITEM 9N1

- N1. DEPUTATION APPROVED of Brittney Vargas, Deputy County Clerk, as submitted.

CONSTABLE PRECINCT 5 – AGENDA ITEM 9O1

- O1. RACIAL PROFILING REPORT APPROVED for Constable Precinct 5.

COMMUNITY DEVELOPMENT – AGENDA ITEM 9P1

- P1. ADDENDUM TO THE OCCUPANCY AGREEMENT APPROVED between Montgomery County and Lakewood Family Practice and/or Dr. N.K. Karimjee, M.D.

Motion carried.

END OF CONSENT AGENDA

7. DISCRETIONARY EXEMPTIONS APPROVED – VEHICLE REPAIRS – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Noack to approve a discretionary exemption for Vehicle and equipment repairs from each of the following

vendors: Buckalew Chevrolet, LP, Demontrond Autocountry, Inc. and Gullo Cars of Conroe, ILC dba Gullo Ford of Conroe as authorized by Local Gov't Code §262.024(a)(11) for Various Departments. Motion carried.

8. CONTRACTS APPROVED – CLEARING HOUSE BANK DEPOSITORY – VARIOUS DEPARTMENTS

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve and accept the pledged securities and approve the contracts for RFP-Application for Clearing House Bank Depository and participating banks previously awarded in Commissioners Court on 04/11/17 for Amegy Bank and Woodforest National Bank for Various Departments. Motion carried.

CITIZENS – AGENDA ITEM 10

John Lowery addressed the court in support of the cleaning of the runways at the airport.

Eric Yollick presented a “golden hammer” to the entire Commissioners Court due to the secrecy of the Consent Agenda.

Douglas Schwartz also addressed the court in support of the cleaning of the runways at the airport.

Bill O’Sullivan addressed the court in opposition to using COs for the cleaning of the runway, concerns of engineering contracts and the public not being served because the jobs are not being competed, and in support of workshops before Commissioners Court so the public could have more input.

AGENDA ITEM 11A – THE COURT DISCUSSED CONCERNS FROM DEPARTMENT HEADS REGARDING THE INSTRUCTIONS OF THE BUDGET PACKET, FILLING VACANT POSITIONS, IF THE 5% CUT SHOULD BE FROM THE ADOPTED BUDGET OR THE CURRENT BUDGET, AND WHETHER OR NOT DEPARTMENTS CAN ASK FOR NEW POSITIONS OR UPGRADED POSITIONS.

NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON COUNTY WEBSITE.

AGENDA ITEM 11B – FORMER COUNTY JUDGE JIMMY EDWARDS GAVE AN UPDATE ON THE VETERANS MEMORIAL PARK. HE STATED THAT THE GOLDEN NEEDLES OF MONTGOMERY COUNTY MADE A QUILT FOR THE VETERANS MEMORIAL COMMISSION. THIS QUILT WILL BE KEPT AT THE CENTRAL LIBRARY FOR THE TIME BEING. HE ALSO ANNOUNCED THAT THE PARK WILL BE DECOMMISSIONED ON NOVEMBER 12, 2017 IN A FORMAL MILITARY CEREMONY. HE INTRODUCED A FEW OF THE MEMBERS OF THE BOARD, FLOYD WAYNE STEWART, MELANIE CURTSINGER, GEORGANNA CHRISTOPHER, JUDY DUROY, AND DUKE COON.

NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON COUNTY WEBSITE.

9. REQUEST APPROVED – POSITION CHANGE – CONSTABLE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Clark, to slot the Deputy hired for position #55318-5910-2 as a 9 year deputy on the current STEP plan due to experience. Salary benefits and equipment will be funded by Spring Creek Utility District. Motion carried.

10. DONATION APPROVED – EAST MONTGOMERY COUNTY IMPROVEMENT DISTRICT – CONSTABLE PRECINCT 4

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the donation of two Giant Roam 1 Patrol Bicycles, equipped with front and rear lighting, rear police bag, gel seat, rear brake and adjustable stems for a total value of \$1,945.00 from the East Montgomery County Improvement District (EMCID). Motion carried.

11. FUNDING APPROVED – SURFACE CLEANING OF RUNWAY – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve funds for surface cleaning of approximately 772,500 square feet of runway 14-32, 340,000 square feet of runway 01-19, and repainting of runway markings at an estimated cost of \$183,975.00. This will be funded with Airport prepaid lease revenue. Commissioner Noack voted “No”. Motion carried.

COMMISSIONER MEADOR LEFT THE COURTROOM.

12. REQUEST APPROVED – POSITION CHANGES – TAX ASSESSOR AND COLLECTOR

Motion by Commissioner Clark, seconded by Commissioner Riley, to approve transferring the following positions, including salary and benefits fund to the IT Department:

- 499-5501-1 (Systems Admin-Tax) with annual salary of \$94,214.12
- 499-5505-1 (Computer Analyst III) with annual salary of \$58,752.37
- Close 499-5501-1 and open 503-5516-6(Lead Bus Sys Coord III)
- Transfer \$94,214.12 annual salary (plus benefits)
- Close 499-5505-1 and open 503-5511-6 (Operations Specialist III).
- Transfer \$58,752.37 annual salary (plus benefits).

These changes will be effective April 22, 2017. Commissioner Noack voted “No”. Motion carried.

COMMISSIONER MEADOR RETURNED TO THE COURTROOM.

13. REQUEST APPROVED – POSITION CHANGES – LIBRARY

REQUEST APPROVED – REALLOCATION OF SALARY FUNDS – LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the following requests from the Library:

- Closing two part-time reference librarian positions (6511.7204.500 and 6511.7204.501) and combining the hours and compensation from those positions to create and fund a new reference librarian position, 6511.7203.30 to be effective April 22, 2017.
- Reallocate the following salary funds in the amount of \$9,170.61 plus their associated benefits in the amount of \$1,826.79 to the employee insurance line 6511.7202 to cover the annual insurance costs (\$10,997.40) for the new reference librarian position 6511.7203.30. The funds will come from the following:

From Position	To employee insurance line	Amount
6511.7051.4	6511.7202	\$2,009.98
6511.7051.9	6511.7202	\$1,669.66
6511.7203.2	6511.7202	\$3,975.28
6511.7203.8	6511.7202	\$1,515.69

Commissioner Noack voted “No”. Motion carried.

14. AWARD APPROVED – FINANCING RATE – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the award for RFP-For financing for various items for Various Departments, Project No. 2017-0034 to Santander Bank, N.A., JPMorgan Chase Bank, N.A., and U.S Bancorp Government Leasing and Finance, Inc. Motion carried.

15. AWARD APPROVED – DEBRIS MANAGEMENT – VARIOUS DEPARTMENTS

Motion by Commissioner Clark, seconded by Commissioner Riley, to approve the award for RFP-Disaster Recovery (Debris) Management Services for Various Departments to CrowderGulf as prime vendor, CERES Environmental Services as the 1st alternate and DRC Emergency Services as the 2nd alternate. Motion carried.

16. AWARD APPROVED – SENDERA RANCH ROAD – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the award for widening of Sendera Ranch Road to Smith & Company for Precinct 2. Motion carried.

17. CONTRACTS APPROVED – ENGINEERING SERVICES – PRECINCT 1 – PRECINCT 2 – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the contracts with the following highly qualified provider per Government Code Chapter 2254:

- Engineering services for Calvary Road between IH 45 and SH 75 from Goodwin-Lasiter, Inc. dba Goodwin-Lasiter-Strong for a total maximum sum of \$29,050.00 for Precinct 1.
- Engineering services for road bond projects from the Holzwarth Company for Various Departments.
- Engineering services for Keenan Cutoff Road from Cobb, Fendley & Associates, Inc. for a total maximum sum of \$683,443.00 for Precinct 2. As per the Montgomery County Commissioners' Court Resolution And Order, this contract has been approved by the contracts review committee

Motion carried.

18. ORDER APPROVED – WALNUT COVE – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve an order authorizing the extension of all traffic rules applicable to county roads to the privately maintained roads of the subdivisions governed by the Property Owners Association of Walnut Cove. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 19A1: CONSIDER AND APPROVE ESTABLISHING A 25 MPH SCHOOL ZONE FOR TIME PERIODS 7:15 - 9:00 A.M. AND 3:00 - 4:30 P.M. ON RAYFORD ROAD FROM 375 FEET WEST OF DISCOVERY CREEK TO 550 FEET EAST OF WATERBEND COVE.

AGENDA ITEM 19B1: CONSIDER AND APPROVE ESTABLISHING ALL WAY STOP SIGN CONTROL AT THE SOARING WOODS DRIVE AND MOUNTAIN AIR DRIVE INTERSECTION.

THERE BEING NO COMMENTS FROM THE PUBLIC, THE PUBLIC HEARING WAS CONCLUDED AND COMMISSIONERS COURT RECONVENED.

19. REQUEST APPROVED – 25 MPH SCHOOL ZONE – PUBLIC HEARING – COMMISSIONER PRECINCT 3

REQUEST APPROVED – ALL WAY STOP CONTROL – PUBLIC HEARING – COMMISSIONER PRECINCT 4

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the following items from the public hearing:

- Establish a 25 MPH school zone for time periods 7:15 - 9:00 a.m. and 3:00 - 4:30 p.m. on Rayford Road from 375 feet west of Discovery Creek to 550 feet east of Waterbend Cove.
- Establish all way stop sign control at the Soaring Woods Drive and Mountain Air Drive Intersection.

Motion carried.

AGENDA ITEM 20A1 – COMMISSIONER NOACK ASKED JENNIE TARABORELLI TO GIVE AN UPDATE ON PHASE 2 OF THE PASS THROUGH PROGRAM. THE COURT DISCUSSED VARIOUS ROADS THAT WOULD QUALIFY FOR THESE FUNDS.

JUDGE DOYAL DIRECTED THE COMMISSIONERS TO COME BACK TO COURT WITH LISTS OF PROJECTS THEY WOULD LIKE TO SEE THE FUNDS USED ON.

NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON COUNTY WEBSITE.

20. MOTION FAILED – SALARY INCREASE – COMMISSIONER PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve increasing the salary for position no. 615-8902-1 (Sr. Foreman) to \$75,000.00 per year beginning April 22, 2017. Judge Doyal, Commissioner Riley and Commissioner Noack voted “No”. Motion failed.

THE COURT RECESSED FOR EXECUTIVE SESSION PURSUANT TO ONE OR MORE OF THE FOLLOWING PROVISIONS OF THE TEXAS GOVERNMENT CODE, TO WIT: CHAPTER 551, SUB-CHAPTER D, ARTICLES 551.071 and 551.074.

EXECUTIVE SESSION – AGENDA ITEM 21A: DISCUSS AND DELIBERATE THE EMPLOYMENT AND DUTIES OF SELECTED PUBLIC EMPLOYEES. (SECTION 551.074)

EXECUTIVE SESSION – AGENDA ITEM 21B: CONSIDER AND DISCUSS CLAIM NO. C-16-0146.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

CITIZENS – AGENDA ITEM 23

NO CITIZENS ADDRESSED COURT AT THIS TIME

MISCELLANEOUS – AGENDA ITEM 24 – NO OTHER ITEMS LISTED

21. COURT ADJOURNS

Motion by Commissioner Meador, seconded by Commissioner Noack, to adjourn this session of Court. Motion carried.

The above and foregoing minutes were read and approved by the Court.

ATTEST:

Mark Turnbull, County Clerk
Ex-Officio Clerk - Commissioners' Court
Montgomery County, Texas

BY: Mark Turnbull
COUNTY CLERK

Craig Doyle
COUNTY JUDGE

